

**REMARKS/ARGUMENTS**

Claims 1-17, 21 and 22 are pending in this application. By this Amendment, claims 1, 5, 11, 14 and 17 are amended, claims 18-20 are canceled without prejudice or disclaimer and claims 21 and 22 are added. Reconsideration in view of the above amendments and following Remarks is respectfully requested.

The Office Action rejects claims 18-20 under 35 U.S.C. § 102(b) as anticipated by Lo (U.S. Patent No. 5,166,929), rejects claims 1-4, 6, 8-11 and 13-17 under 35 U.S.C. § 103(a) as unpatentable over Lo in view of Tiedemann, Jr. (U.S. Patent No. 5,604,730), and indicates claims 5-7 and 12 would be allowable if rewritten in independent form.

Applicant thanks the Examiner for the indication of allowable subject matter. In light of this indication, new claim 21 has been added and is similar to dependent claim 12 rewritten in independent form.

According to the present invention, the base station broadcasts a state of a reverse common channel and power control information to mobile stations on a forward common channel. Further, the mobile station transmits data on the reverse common channel based on the information transmitted from the base station. Therefore, the present invention makes mobile stations access more efficient. The method of transmitting two types of information (*i.e.*, a state of a reverse common channel and power control information) on a forward common channel is not disclosed in the applied references, and the rejection noted in the Office Action have been overcome.

Accordingly, it is respectfully submitted independent claims 1 and 17 and each of the claims depending therefrom patentably define over all of the applied references, and the rejections noted in the Office Action have been overcome.

In addition, new claim 22 is similar to dependent claim 5, but depends on independent claim 17. Further, as noted above, claims 18-20 have been canceled. Accordingly, the rejections in the outstanding Office Action is moot and the pending claims are allowable.

### **CONCLUSION**

In view of the foregoing amendments and remarks, it is respectfully submitted that the application is in condition for allowance. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned attorney, **David A. Bilodeau**, at the telephone number listed below.

Serial No. 09/348,634  
Amdt. dated April 8, 2004  
Reply to Office Action of December 8, 2003

Docket No. K-093

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,  
FLESHNER & KIM, LLP



Daniel Y.J. Kim, Esq.  
Registration No. 36,186  
David A. Bilodeau, Esq.  
Registration No. 42,325

P.O. Box 221200  
Chantilly, Virginia 20153-1200  
703 766-3701 DYK/DAB:knv  
**Date: April 8, 2004**

**Please direct all correspondence to Customer Number 34610**

Q:\Documents\2016\2016-306\4-8-04 Amd Fld.doc